

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

CLERKS OFFICE

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge Bruce M. Selya  
United States Court of Appeals  
First Circuit

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vrtil  
United States District Court  
District of Kansas

**DIRECT REPLY TO:**

2004 JUL 12 P 3:42  
Michael J. Beck  
Clerk of the Panel  
One Columbus Circle, NE  
Tangues Marshall Federal  
Judicial Building  
Room 4255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
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<http://www.jpml.uscourts.gov>

July 7, 2004

Tony Anastas, Clerk  
2300 John Joseph Moakley U.S. Courthouse  
One Courthouse Way  
Boston, MA 02210-3002

Re: MDL-1592 -- In re Columbia University Patent Litigation

*Genentech, Inc. v. The Trustees of Columbia University in the City of New York,*  
N.D. California, C.A. No. 4:04-1910

Dear Mr. Anastas:

04cv11546 MLW  
Boxer

I am enclosing one certified and additional copies of a conditional transfer order filed by the Panel in the above-captioned action on June 21, 2004. Section 1407 requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred." As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer if they wish to do so. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

A list of involved counsel is attached.

Very truly,

Michael J. Beck  
Clerk of the Panel

By Kern B. Wilkerson  
Deputy Clerk

Attachment

cc: Transferee Judge: Judge Mark L. Wolf  
Transferor Judge: Judge Wayne D. Brazil  
Transferor Clerk: Richard W. Wicking

DOCKET NO. 1592

FILED  
CLERK'S OFFICE

JUN 21 2004

FILED  
CLERK'S OFFICE

2004 JUL 12 P 3:42

U.S. DISTRICT COURT  
DISTRICT OF MASS

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**  
**IN RE COLUMBIA UNIVERSITY PATENT LITIGATION**

*Genentech, Inc. v. The Trustees of Columbia University in the City of New York,*  
N.D. California, C.A. No. 4:04-1910

**CONDITIONAL TRANSFER ORDER (CTO-1)**

On April 8, 2004, the Panel transferred four civil actions to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. With the consent of that court, all such actions have been assigned to the Honorable Mark L. Wolf.

It appears that the action on this conditional transfer order involves questions of fact which are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Wolf.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), this action is transferred under 28 U.S.C. § 1407 to the District of Massachusetts for the reasons stated in the order of April 8, 2004, \_\_F.Supp.2d\_\_ (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable Mark L. Wolf.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck  
Clerk of the Panel

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

JUL - 7 2004

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**INVOLVED COUNSEL LIST (CTO-1)**  
**DOCKET NO. 1592**  
**IN RE COLUMBIA UNIVERSITY PATENT LITIGATION**

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